



Rep. Lisa M. Dugan

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09500HB3583ham001

LRB095 07008 DRH 32799 a

1 AMENDMENT TO HOUSE BILL 3583

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 3583 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Vehicle Code is amended by adding  
5 Section 6-106c as follows:

6 (625 ILCS 5/6-106c new)

7 Sec. 6-106c. Reasonable suspicion alcohol testing.

8 (a) If an employer has reasonable suspicion to believe that  
9 a school bus driver is under the influence of alcohol,  
10 cannabis, any controlled substances listed in the Illinois  
11 Controlled Substances Act, methamphetamine as listed in the  
12 Methamphetamine Control and Community Protection Act, or any  
13 intoxicating compound listed in the Use of Intoxicating  
14 Compounds Act, the employer may require that the school bus  
15 driver submit to an alcohol or drug test or both at a licensed  
16 testing facility before the driver is allowed to drive a school

1 bus. The employer's determination that reasonable suspicion  
2 exists to require the driver to submit to an alcohol or drug  
3 test must be based on specific, contemporaneous, articulable  
4 observations concerning the appearance, behavior, speech, or  
5 body odors of the driver.

6 (b) Alcohol or drug testing is authorized by this Section  
7 only if the observations required in subsection (a) of this  
8 Section are made during, just preceding, or just after the time  
9 the school bus driver was on duty.

10 (c) If the school bus driver refuses to submit to testing  
11 or submits to a test that discloses an alcohol concentration of  
12 more than 0.00, or any amount of cannabis, any controlled  
13 substance listed in the Illinois Controlled Substances Act,  
14 methamphetamine as listed in the Methamphetamine Control and  
15 Community Protection Act, or any intoxicating compound listed  
16 in the Use of Intoxicating Compounds Act, the employer shall  
17 immediately notify the Secretary of State in a form and manner  
18 designated by the Secretary of State.

19 (d) The Secretary of State shall cancel a school bus driver  
20 permit upon receiving notice that the holder has refused to  
21 submit to an alcohol or drug test or has submitted to a test  
22 that discloses an alcohol concentration of more than 0.00, or  
23 any amount of cannabis, any controlled substance listed in the  
24 Illinois Controlled Substances Act, methamphetamine as listed  
25 in the Methamphetamine Control and Community Protection Act, or  
26 any intoxicating compound listed in the Use of Intoxicating

1 Compounds Act.

2 (e) A person whose privilege to possess a school bus permit  
3 has been cancelled under subsection (d) of this Section shall  
4 not be eligible for restoration of the privilege until the  
5 expiration of 3 years from the effective date of the  
6 cancellation.

7 (f) Within 24 hours of the observed behavior, a written  
8 record in a form and manner designated by the Secretary shall  
9 be made of the observations leading to an alcohol or other  
10 drugs reasonable suspicion test and signed by the supervisor or  
11 company official who made the observations. This written record  
12 shall also be submitted to the Secretary of State within 48  
13 hours of the observed behavior."